

COMMUNITY POLICE REVIEW COMMISSION POLICY RECOMMENDATION

RPD POLICY AND PROCEDURES 4.31

SEARCHING, HANDCUFFING AND PRISONER TRANSPORTATION

Rationale for the Policy Recommendation:

A number of recent cases have involved opposite sex searches by officers. Typically, the officers rely on Subsection C.4.c to justify their search. The Commission believes that, for the protection of the officer and the city, more documentation should be done to justify an opposite sex search of a prisoner who is not an immediate threat.

The Commission looked into the current policy and practice and developed the following recommendation.

Policy Recommendation:

1. The Community Police Review Commission recommends that RPD Policy and Procedure 4.31.C.4 be modified to state that when possible, officers shall request, via the radio, an appropriate-sex officer come to their location for a search.
2. The Commission also believes that, as a matter of practice, when an opposite sex search is an issue or potentially an issue in a misconduct allegation, the investigator should research and document the availability of a same-sex officer. This should entail determining whether or not a same-sex officer was at work and, if so, why he or she was not sent to the search location.

Mike Gardner, Chair
Community Police Review Commission

Date